

# BARNES & THORNBURG

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October 9, 1992

## SENT BY UPS

Mr. Thomas Nash  
Assistant Regional Counsel  
U.S. Environmental Protection Agency  
111 West Jackson Blvd. (CS-3T)  
Chicago, IL 60604

RE: C.R. 10 Landfill, Elkhart, Indiana (Himco, Inc. Dump)  
104(e) Response

Dear Mr. Nash:

On August 12, 1986, the U.S. Environmental Protection Agency issued a Request for Information pursuant to the authority of Section 104(e) of CERCLA. My clients, Himco Waste-Away Services, Inc., responded to that initial request in a timely fashion in 1986. That response was subsequently supplemented by my letter of March 16, 1989, providing an additional list of customers as a result of my clients further investigation of their previous records.

During recent renovation activities, additional historical information regarding the Site was discovered. This information consists of two different types of documents and we believe the disclosure of those documents is responsive to the second Request for Information contained in the original 104(e) Request. In order to further comply with the continuing requirements of that Request, my clients are providing the enclosed response.

The second original Request for Information states as follows:

Provide copies of all shipping documents, or other business documents, including receipts, relating to the transportation, storage and/or disposal of waste materials at the above-referenced site.

My clients have discovered information relating to two portions of the historical operation of the C.R. 10 Landfill. These are:

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1. Ledger sheets relating to operational activity during the initial years of the Site's operations. These ledger sheets are 85 in number and cover the period of time from 1959 to 1965, when the Site was operational by Chas. Himes & Sons, a sole proprietorship. Copies of the ledger sheets are included with this response; and
2. Dispatch logs maintained by the Corporation during the later stages of the operation of the C.R. 10 Landfill. These logs were maintained for the Corporation's permanent customers and confirm much of the customer activity indicated by the previous responses to the U.S. EPA's 104(e) Requests. These books are 13 in number and cover the period of time from February 2, 1972 to February 3, 1977. Loose leaf copies of the books are included with this response.

I have enclosed an Affidavit of my client, Himco Waste-Away Services, Inc., executed by its president, certifying that the information enclosed is an accurate copy of the business records maintained in the normal course of the Corporation's activities. If you have any further questions after you have reviewed this Affidavit and the information please contact me.

To the extent Himco Waste-Away Services, Inc. becomes aware of any additional information which will be responsive to your previous requests, it will continue to provide that information to the U.S. EPA in a timely fashion.

Respectfully,

BARNES & THORNBURG



Richard W. Paulen

RWP:sks

Enclosures

cc: Himco Waste Away Services, Inc. (w/o enc.)

RWP02828

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